



**BellSouth Telecommunications, Inc.**

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OFFICE OF THE  
EX. SECRETARY  
July 8, 2002

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**VIA HAND DELIVERY**

The Honorable Sara Kyle, Chairman  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, Tennessee 37243

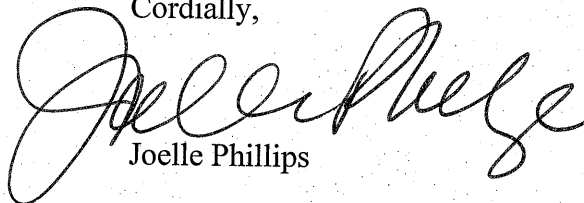
Re: *Petition of Cinergy Communications Company for Arbitration of an Interconnection Agreement with BellSouth Telecommunications, Inc. pursuant to the Telecommunications Act of 1996*  
Docket No. 01-00987

Dear Chairman Kyle:

Enclosed herein for filing, please find the original and thirteen copies of an Agreed Motion Regarding Filing Deadlines during the Week of July 1<sup>st</sup> through July 5<sup>th</sup>, 2002. Copies of the enclosed have been provided to counsel of record.

In light of the statutory changes enacted by the General Assembly, BellSouth is directing its filings to the attention of the Chairman of the Authority until otherwise instructed.

Cordially,



Joelle Phillips

JP/jej

Enclosure

POSTED  
7/9/02

**BEFORE THE TENNESSEE REGULATORY AUTHORITY  
NASHVILLE, TENNESSEE**

**In Re:**      *Petition of Cinergy Communications Company for Arbitration of an Interconnection Agreement with BellSouth Telecommunications, Inc. pursuant to the Telecommunications Act of 1996*  
Docket No. 01-00987

*Petition of Tennessee UNE-P Coalition to Open a Contested Case Proceeding to Declare Switching an Unrestricted Unbundled Network Element*  
Docket No. 02-00207

*Generic Docket to Consider Technology Advances*  
Docket No. 02-00434

*BellSouth Telecommunications, Inc.'s Entry Into Long Distance (InterLATA) Service in Tennessee Pursuant to Section 271 of the Telecommunications Act of 1996*  
Docket No. 97-00309

**AGREED MOTION REGARDING FILING DEADLINES  
DURING THE WEEK OF JULY 1<sup>ST</sup> THROUGH JULY 5<sup>TH</sup>, 2002**

The undersigned parties in the dockets described herein file this joint Agreed Motion to adjust filing deadlines in light of the government shutdown pending during the week of July 1<sup>st</sup> through July 5<sup>th</sup>. The parties have inquired and been informed that the Tennessee Regulatory Authority ("TRA") will not be accepting any filings during the week of July 1<sup>st</sup> through July 5<sup>th</sup>, in light of the shutdown of various government offices in Tennessee and the temporary furlough of Tennessee state employees. Because the parties are without any opportunities to file any items with the TRA, and because deadlines have been established in various dockets pending before the TRA during the week of July 1<sup>st</sup> through July 5<sup>th</sup>, the parties respectfully request that they be allowed to make those filings as follows:

1.     **Cinergy Arbitration (01-00987).** In this docket, rebuttal testimony is currently set to be filed on July 2<sup>nd</sup>. The parties respectfully request that this date be continued until July 9<sup>th</sup>.

2. **UNE-P (02-00207)**. The parties received the order regarding motions to compel certain discovery responses on June 28<sup>th</sup>. Those responses were due to be filed on Friday, July 5<sup>th</sup>. The parties respectfully request that those responses instead be due on July 10<sup>th</sup>, and that the deadlines for direct testimony and rebuttal testimony also be continued such that direct testimony, due on July 12<sup>th</sup> would be due instead on July 19<sup>th</sup>. Rebuttal testimony which is due on July 26<sup>th</sup> would instead be due on August 2<sup>nd</sup>.

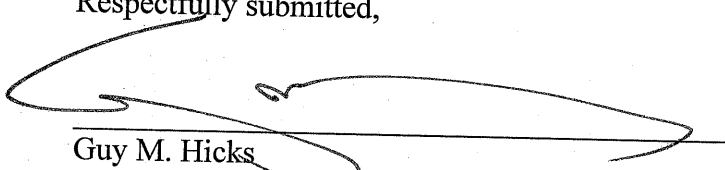
3. **Technology Advances Docket (02-00434)**. The parties respectfully request that the responses to the motion for reconsideration be filed on Friday, July 12<sup>th</sup> and supplemental comments be continued until July 19<sup>th</sup>.

4. **271 (97-00309)**. In this docket, there are no filings which have been formally set for the week of July 1<sup>st</sup> through July 5<sup>th</sup>; however, BellSouth intended to respond to a motion to compel during that time. In the event that BellSouth elects to supplement its discovery, either in lieu of responding to the motion to compel or in addition to responding to the motion to compel, BellSouth intends to serve such supplemental discovery on the parties during the week of July 1<sup>st</sup> through July 5<sup>th</sup> and file such supplemental discovery immediately after the TRA begins accepting filings again.

### **CONCLUSION**

In light of the extraordinary circumstances arising from the Tennessee state government shutdown, the parties respectfully request that the foregoing presents a reasonable solution to the problems presented by the inability of the TRA to accept filings during the week of July 1<sup>st</sup> through July 5<sup>th</sup>. Moreover, the solution is the only practicable solution, which would not unfairly penalize the parties for the failure to meet filing deadlines under circumstances in which the agency is unable to accept filings.

Respectfully submitted,



Guy M. Hicks

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Birch Telecom of the South, Inc.

Ernest Communications, Inc.

MCImetro Access Transmission Services, LLC,

MCI WorldCom Communications, Inc., and

Brooks Fiber Communications of Tennessee, Inc.

(collectively "WorldCom")

NewSouth Communications Corp.

Z-Tel Communications, Inc.

Association of Communications Enterprises

AT&T Communications of the South Central States  
and TCG MidSouth, Inc. (collectively "AT&T")

DIECA Communications, Inc. d/b/a Covad

Communications Company

ITC^DeltaCom Communications, Inc.

Network Telephone Corporation

Southeastern Competitive Carriers Association

## CERTIFICATE OF SERVICE

I hereby certify that on July 8, 2002, a copy of the foregoing document was served on the parties of record, via the method indicated:

☐ Hand  
☐ Mail  
☒ Facsimile  
☐ Overnight  
☐ Electronic

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